

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

Headwater Research LLC,

Plaintiff,

vs.

Samsung Electronics Co., Ltd., et al.

Defendants.

CASE NO. 2:24-CV-00228-JRG-RSP

JURY DEMANDED

JOINT MOTION TO AMEND DOCKET CONTROL ORDER

Plaintiff Headwater Research, LLC (“Headwater”) and Defendants Samsung Electronics Co., Ltd. and Samsung Electronics America, Inc. (collectively, “Defendants” or “Samsung”), (collectively, the “Parties”) respectfully file this Joint Motion to Amend the Docket Control Order and would show the Court as follows:

At this time, the Parties request a brief extension of the deadlines in the existing Docket Control Order (Dkt. Nos. 47, 61) to make secondary elections of asserted claims and prior art, to complete fact discovery, affirmative and rebuttal expert discovery, and to brief dispositive motions and motions to strike expert testimony (including *Daubert* motions). No other deadlines will be affected by this amendment.

The Parties represent that this Motion is not filed for the purposes of delay but rather so that justice may be served. The Parties have met and conferred and are jointly seeking the relief sought in this Motion. This Motion follows repeated discussion between the parties and engagement in discovery, including recent discussions regarding the parties’ document productions as well as discovery responses. In addition, Headwater was unexpectedly called to trial earlier in the week of July 13.

Accordingly, the Parties respectfully request that the Court grant this Joint Motion to Amend the Docket Control Order as follows:

Amended Date	Current Date	Event
November 24, 2025	November 17, 2025	*Response to Dispositive Motions (including <i>Daubert</i> Motions). Responses to dispositive motions that were filed <u>prior</u> to the dispositive motion deadline, including <i>Daubert</i> Motions, shall be due in accordance with Local Rule CV-7(e), not to exceed the deadline as set forth in this Docket Control Order. ¹ Motions for Summary Judgment shall comply with Local Rule CV-56.
November 14, 2025	November 3, 2025	*File Motions to Strike Expert Testimony (including <i>Daubert</i> Motions) No motion to strike expert testimony (including a <i>Daubert</i> motion) may be filed after this date without leave of the Court.
November 14, 2025	November 3, 2025	*File Dispositive Motions No dispositive motion may be filed after this date without leave of the Court. <u>Motions shall comply with Local Rule CV-56 and Local Rule CV-7. <i>Motions to extend page limits will only be granted in exceptional circumstances. Exceptional circumstances require more than agreement among the parties.</i></u>
November 10, 2025	October 27, 2025	Deadline to Complete Expert Discovery
October 27, 2025	October 14, 2025	Serve Disclosures for Rebuttal Expert Witnesses
October 6, 2025	September 22, 2025	Serve Disclosures for Expert Witnesses by the Party with the Burden of Proof
September 29, 2025	September 15, 2025	Deadline to Complete Fact Discovery and File Motions to Compel Discovery
August 22, 2025	August 15, 2025	Secondary Election of Prior Art

¹ The parties are directed to Local Rule CV-7(d), which provides in part that “[a] party’s failure to oppose a motion in the manner prescribed herein creates a presumption that the party does not controvert the facts set out by movant and has no evidence to offer in opposition to the motion.” If the deadline under Local Rule CV 7(e) exceeds the deadline for Response to Dispositive Motions, the deadline for Response to Dispositive Motions controls.

Amended Date	Current Date	Event
		Defendants shall serve a Secondary Election of Prior Art, identifying no more than 8 prior art references against each asserted patent.
July 22, 2025	July 15, 2025	Secondary Election of Asserted Claims Plaintiff shall serve a Secondary Election of Asserted Claims, identifying no more than 5 claims per asserted patent.

Dated: July 17, 2025

Respectfully submitted,

/s/ Ashley A. Bolt

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CERTIFICATE OF SERVICE

I hereby certify that all counsel of record who are deemed to have consented to electronic service are being served this 8th day of August 2024, with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3).

/s/ Kristopher Davis
Kristopher Davis

CERTIFICATE OF CONFERENCE

The undersigned certifies that counsel complied with the requirements of Eastern District of Texas Local Rule CV-7(h). The parties are in agreement on filing this Joint Motion.

/s/ Kristopher Davis
Kristopher Davis